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BOXING AND WRESTLING CONTESTS

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19 **COMPENSATION OF LOCAL OFFICERS.** Assembly Constitutional Amendment No. 52. Provides that prohibition against increase of compensation of local officers after election or during term of office shall not prevent increase for members of board, commission or council serving staggered terms whenever one member becomes eligible for salary increase by beginning a new term of office.

YES

NO

For Full Text of Measure, See Page 28, Part II

Analysis by the Legislative Counsel

At present all county and city officers are prohibited from having their compensation increased after their election or during their term of office. This constitutional amendment would make an exception to provide that whenever members of a board, commission or council are serving staggered terms and one or more of them becomes eligible for a salary increase by virtue of his beginning a new term of office, the compensation of all of the members of the board, commission or council may be adjusted.

Argument in Favor of Proposition No. 19

This Constitutional Amendment would correct a hardship and inequity in the law that has existed for many years. The hardship comes about when new members of a board, council or commission, under the existing state of the law, receive higher salaries than incumbent members. At present, under the State Constitution, salaries of local officials may not

be increased during a term of office. From time to time, the Legislature increases the salaries of local officials, with the result that new members coming on a board, council or commission subsequent to the increase, because of staggered terms, may receive the salary increase but incumbent members may not. It is quite unfair that seasoned members of a board, council or commission—members who, in many cases, have given many years of outstanding service to the public, should receive less salary than new members. Thus, this Constitutional Amendment merely seeks to establish fair play under the law by permitting the adjustment of salaries so that when new members of a board, council or commission receive a pay increase, all incumbent members likewise will receive the increase.

FRANK P. BELOTTI
Assemblyman, 1st District
WILLIAM T. BAGLEY
Assemblyman, 7th District

20 **BOXING AND WRESTLING CONTESTS.** Assembly Constitutional Amendment No. 57. Provides Legislature may amend Boxing and Wrestling initiative act of November 4, 1924, but shall not have power to prohibit wrestling and 12-round boxing contests.

YES

NO

For Full Text of Measure, See Page 29, Part II

Analysis by the Legislative Counsel

This constitutional amendment would amend and renumber Section 25½ of Article IV of the Constitution, relating to boxing and wrestling. The amendment would eliminate the existing provision which limits boxing matches to not more than 12 rounds generally and to not more than 15 rounds in championship matches, with a maximum of three minutes per round. It would also eliminate the requirement that State revenues from the licensing or taxing of boxing and wrestling not used for administrative expenses shall be appropriated for the maintenance of veterans' homes. It would also eliminate the prohibition against any tax on admissions to boxing or wrestling events whose proceeds benefit an American Legion post or any other veteran's organization.

This measure would continue in effect the power of the Legislature to change the 1924 initiative act regulating boxing and wrestling. It would also retain the provisions preventing the Legislature from prohibiting wrestling or 12-round boxing contests.

Argument in Favor of Proposition No. 20

A YES vote on this proposed constitutional amendment is a vote for more efficient state budgeting practices and more legislative control over professional boxing and wrestling.

If adopted, this amendment would end the special fund status of the California Athletic Commission. Recognized experts in the field of public administration have studied California's "cookie jar" financing from special funds and recommend the adoption of more efficient, businesslike procedures such as would be provided under this amendment. The commission's budget would be subject to closer annual review and justification before the State Legislature under this proposal.

The athletic commission now is financed from fees collected from the very business it regulates. This arrangement is unsound and the amendment advances the concept of a healthy separation between the commission and the boxing and wrestling interests.

Legislative authority over boxing and wrestling promotions would be strengthened, with

more flexibility for orderly regulation of these sports in the public interest.

This amendment retains a provision of the Constitution, adopted by the voters in 1924, guaranteeing that no legislative act may prohibit wrestling or boxing matches of 12 rounds or less.

This proposal merits a YES vote for more efficient budget practices and more legislative authority to deal with problems which arise in the boxing and wrestling field.

JESSE M. UNRUH
Speaker of the Assembly
Assemblyman for 65th District
RICHARD T. HANNA
Assemblyman for 75th District
THOMAS M. REES
Assemblyman for 59th District

Argument Against Proposition No. 20

This proposal gives the Legislature complete power to revise or amend the initiative act which allows boxing matches in California. It also removes provisions in the Constitution which appropriate revenue from boxing and wrestling matches for support of the State Veterans' Home at Yountville. It also removes

provisions that benefit matches arranged by veterans organizations to be tax free. This is just another of a continuing series of attacks in state government against the State Veterans' Home and against provision of state benefits for veterans.

This measure should be considered in the light of the Governor's announced intent to seek legislation outlawing professional (but not amateur) boxing in California. He may be able to accomplish this purpose, given enough support in the Legislature, under the broad plenary power given the Legislature by this measure without even submitting the real issue to the voters. This might be possible even though the Legislature could not completely prohibit twelve round boxing matches. Boxing is a contact sport and is no more dangerous than other contact sports if properly supervised.

What we really need to do in boxing is to drive the crooks and racketeers out. Last year's federal prosecution of boxing racketeers in California helps, but much of the problem remains. This measure does nothing to clean up rackets in boxing.

BRUCE F. ALLEN
Assemblyman, Twenty-Ninth District

21 **SUPERIOR COURT JUDGES: ELECTION IN COUNTIES OVER 5 MILLION POPULATION.** Assembly Constitutional Amendment No. 48. Provides that name of incumbent superior court judge shall not appear on ballot when he is only candidate filing nomination papers and petition not filed within 20 days after closing date for nomination signed by 100 registered voters indicating a write-in campaign will be conducted. Provides procedures for petition to conduct write-in campaign at general election.

YES	
NO	

For Full Text of Measure, See Page 29, Part II

Analysis by the Legislative Counsel

Under existing law if a superior court judge seeks re-election his name appears on the ballot at the primary election even if no candidate has filed nomination papers to oppose him. If the unopposed judge receives a majority of the votes cast for the office he is re-elected at the primary and his name does not appear on the general election ballot.

This measure would amend Section 6 of Article VI of the Constitution to change this procedure in a county having a population of five million or more as determined by the last federal census. Using the 1960 federal census, the measure would presently apply only in Los Angeles County. The amendment would provide that in such a county if the only candidate for the office of superior court judge is the judge who then holds that office his name shall not appear on the ballot unless a petition signed by 100 registered voters is filed which states that a write-in campaign will be conducted for the office. Such a petition would have to be filed within 20 days after the last date for filing nomination papers to be effective at the primary election, or not less than 45 days before the general election to be effective at the

general election. If such a petition is not filed within the specified times, then the name of the incumbent judge would not appear on either the primary or general election ballot and he would be declared re-elected on the day of the general election.

Argument in Favor of Proposition No. 21

This Constitutional Amendment is submitted for the purpose of reducing the costs of elections and increasing the efficiency of vote tabulation. It will simplify elections by making it possible to eliminate uncontested Judgeships from the ballot.

During the 1960 elections the voters in one judicial district were forced to search through 65 uncontested judicial elections in order to find the three offices for which there was a contest. This situation has made it almost impossible to remove an unqualified judge from office. Adoption of this amendment would force the voters attention on the contested offices, thus making the election process more meaningful.

Because this constitutional amendment applies only to districts that contain five million population or more, it will not lessen the effect

20 **BOXING AND WRESTLING CONTESTS.** Assembly Constitutional Amendment No. 57. Provides Legislature may amend Boxing and Wrestling initiative act of November 4, 1924, but shall not have power to prohibit wrestling and 12-round boxing contests.

YES	
NO	

(This proposed amendment expressly renumbers and amends an existing section of the Constitution; therefore **EXISTING PROVISIONS** proposed to be **DELETED** are printed in **STRIKE-OUT TYPE**, and **NEW PROVISIONS** proposed to be **INSERTED** are printed in **BLACK-FACED TYPE**.)

PROPOSED AMENDMENT TO ARTICLE IV

SEC. 25½, 25.7. The Legislature may provide for the supervision, regulation and conduct, in such manner as it may determine, of wrestling matches or exhibitions and of boxing and sparring matches or exhibitions; provided, that no boxing or sparring match or exhibition shall be of more than 12 rounds in length; such rounds to be of not more than three minutes for each round; except that championship matches may, if the approval of the State Athletic Commission is first obtained, be 15 rounds in length; such rounds to be of not more than three minutes duration each. All moneys, except such sum as the Legislature shall appropriate annually to defray the expenses of the State Athletic Commission of California and to pay the salaries of officers and employees as provided by law; reduced by the State from license fees, taxes or means, on or in relation to boxing, sparring and wrestling matches or exhibitions, shall be and are hereby appropriated for the purpose of maintaining such homes for the care of veterans of any war of the United States as may be existing at the time this amendment becomes effective, or that may be established by the laws of this State. Such moneys shall be appropriated as the Legislature of the State of California may direct.

The Legislature in the exercise of the power granted herein may amend, revise, or supplement any part of that certain initiative act approved by the electors November 4, 1924, entitled "An act to authorize boxing and wrestling contests for prizes or purses, or where an admission fee is charged, and limiting such boxing contests to 12 rounds; to create an Athletic Commission empowered to license such contests and the participants therein; to prescribe conditions under which licenses shall be issued and contests held; to declare that amateur boxing contests conducted under Section 432 of the Penal Code shall be subject to the provisions of this measure and under the sole jurisdiction of such commission in all cases wherein an admission fee is charged spectators to witness such amateur boxing contests," which is set forth in the Statutes of 1925, preceding page 1.

The Legislature shall, however, have no power to take away the effect of the provisions of the initiative act hereinabove cited which allow prohibit wrestling and 12-round boxing contests in the State of California. The repeal either in fact or effect of the sections of the above cited act shall rest entirely in the hands of the people of the State of California as heretofore.

No tax shall be levied or collected in respect to any admissions to a boxing contest or wrestling match or exhibition wherein all the proceeds or net earnings of which inure exclusively to the benefit of any post of the American Legion or any other duly recognized organization of veterans of any war of the United States and not to the benefit of any individual member thereof.

21 **SUPERIOR COURT JUDGES: ELECTION IN COUNTIES OVER 5 MILLION POPULATION.** Assembly Constitutional Amendment No. 48. Provides that name of incumbent superior court judge shall not appear on ballot when he is only candidate filing nomination papers and petition not filed within 20 days after closing date for nomination signed by 100 registered voters indicating a write-in campaign will be conducted. Provides procedures for petition to conduct write-in campaign at general election.

YES	
NO	

(This proposed amendment expressly amends an existing section of the Constitution; therefore, **NEW PROVISIONS** proposed to be **INSERTED** are printed in **BLACK-FACED TYPE**.)

PROPOSED AMENDMENT TO ARTICLE VI

SEC. 6. There shall be in each of the organized counties, or cities and counties, of the State, a superior court, for each of which at least one judge shall be elected by the qualified voters of the county, or city and county, at general State election, except that in any county or city and county containing a popu-

lation of 5,000,000 or more, as determined by the last preceding federally published decennial census, in which only the incumbent has filed nomination papers for the office of superior court judge, his name shall not appear on the ballot unless there is filed with the county clerk or registrar of voters, within 20 days after the final date for filing nomination papers for the office, a petition indicating that a write-in campaign will be conducted for the office and signed by 100 registered voters qualified to vote with respect to the office.

If a petition indicating that a write-in campaign will be conducted for the office at the general election, signed by 100 registered voters